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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

RAM R. SWAMY, ) Case No. C-06-02455-JF  
Plaintiff, )  
v. )  
COMMISSIONER OF INTERNAL REVENUE ) JOINT APPLICATION TO VACATE  
SERVICE, PETER LILJEGREN; JEANETTE ) CASE MANAGEMENT  
TAGGART; AROCKIYASWAMY VENKIDU; ) CONFERENCE AND ORDER  
SELVARAJ VENUGOPAL; S. SHAUKAT H. ) DATE: JUNE 29, 2007  
RIZVI; WAJID RIZVI AND CERTAIN ) TIME: 10:30 A.M.  
OTHER DOES 7 THROUGH 10, )  
Defendants. )

This matter is set for a Case Management Conference on June 29, 2007. After weeks of negotiations, the plaintiff submitted a offer to settle the case, which will involve the entry of a stipulated judgment in favor of the government against the plaintiff. The government accepted the offer on June 22, 2007. The will parties are now in the process of preparing an agreed upon stipulated judgment. This take approximately 30 days because under the term of the settlement the plaintiff will first pay to the government a sum of money before the judgment is submitted to the Court. Accordingly, we request that the Case Management Conference be vacated.

Plaintiff's counsel, Glen Abel, joins in this request.

SCOTT N. SCHOOLS  
United States Attorney

Dated: June 26, 2007

/s/ Jay R. Weill  
JAY R. WEILL  
Assistant United States Attorney  
Chief, Tax Division

## ORDER

Upon application of the parties, the Case Management Conference is vacated.

6/27/07

UNITED STATES DISTRICT JUDGE  
Jeremy Fogel

Jeremy Fogel

1 **CERTIFICATE OF SERVICE**

2 I, KATHY TAT declare:

3 That I am a citizen of the United States of America and employed in San Francisco County,  
4 California; that my business address is Office of United States Attorney, 450 Golden Gate  
5 Avenue, Box 36055, San Francisco, California 94102; that I am over the age of eighteen years,  
6 and am not a party to the above-entitled action.

7 I am employed by the United States Attorney for the Northern District of California and  
8 discretion to be competent to serve papers. The undersigned further certifies that I caused a copy  
9 of the following:

10 **JOINT APPLICATION TO VACATE CASE MANAGEMENT CONFERENCE AND  
ORDER**

11 to be served this date upon the party(ies) in this action by placing a true copy thereof in a sealed  
12 envelope, and served as follows:

13 X **FIRST CLASS MAIL** by placing such envelope(s) with postage thereon fully prepaid in  
the designated area for outgoing U.S. mail in accordance with this office's practice.

14 **PERSONAL SERVICE (BY MESSENGER/HAND DELIVERED)**

15 **FACSIMILE (FAX)** No.: \_\_\_\_\_

16 to the parties addressed as follows:

17 Glenn R. Abel, Esq.  
18 16055 Caputo Drive, Suite F  
19 Morgan Hill, CA 95037

20 I declare under penalty of perjury under the laws of the United States that the foregoing is  
21 true and correct.

22 Executed on June 26, 2007 at San Francisco, California.

25 \_\_\_\_\_ /s/ Kathy Tat

26 **KATHY TAT**  
27 **Legal Assistant**

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